

DEC. 3. 2003 10:57AM

AVENTIS US PAT DEPT

NO. 4829 P. 2

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**PATENT  
A3233A US**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): MARCIREAU ET AL

EXAMINER: SLOBODYANSKY

SERIAL NO.: 09/744,125

ART UNIT: 1652

# 17

FILED: SEPTEMBER 17, 2001

FOR: MEKK1-INTERACTING FHA PROTEIN

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being faxed to the United States Patent and Trademark Office, addressed to the COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 At facsimile number (703) 872-9306 on Dec. 3, 2003

Delia Coughlin Dec 5, 2003  
Delia Coughlin(Signature and Date)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO REQUEST WITHDRAWAL OF HOLDINGS OF ABANDONMENT  
(37 CFR 1.181)**

Dear Sir:

The Applicant requests withdrawal of the holding of abandonment of the above-referenced application. This petition is being filed promptly within two weeks from receiving the Notice of Abandonment.

The Notice of Abandonment was issued on November 25, 2003 declaring that applicant failed to timely file a proper reply to the Office letter mailed on March 18, 2003.

A review of our file reveals that on September 22, 2003 an Amendment Under 37 C.F.R. 1.111 was faxed to facsimile number (703) 872-9306 along with a Petition For Extension of Time with authorization to charge Deposit Account No. 18-1982. Enclosed are copies of said documents along with the Communication Result Report and the Auto-Reply Facsimile Transmission indicating that a total of 15

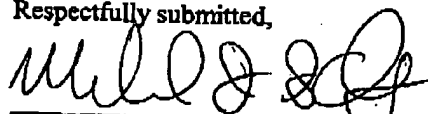
pages was received on September 22, 2003 evidencing the successful transmission of these documents.

The Applicant respectfully submits that the documents were timely filed. According to 37 C.F.R. 1.9(h), any day that the USPTO is closed for business for the entire day, it is considered a Federal Holiday. Enclosed is a copy of a notice posted on the U.S. Patent and Trademark Office website regard closing of the USPTO on September 18, 2003 and September 19, 2003 stating, "Any action or fee due on Thursday, September 18, 2003 or Friday, September 19, 2003, will be considered as timely for the purposed of, e.g., 35 U.S.C. §§ 119, 120, 133 and 151, if the action is taken, or the fee is paid, on the next succeeding business day on which the USPTO was open, that is, Monday, September 22, 2003."

The Applicant hereby requests that the Amendment and Extension of Time that were timely transmitted be accepted as of the date of transmission, September 22, 2003, and the holding of abandonment be withdrawn.

Please charge our Deposit Account No. 18-1982 in the amount of \$130.00 to cover the petition fee (37 CFR 1.17(h)). Any deficiency or overpayment should be charged or credited to Deposit Account No. 18-1982.

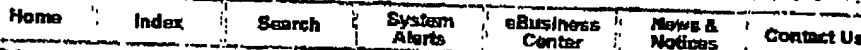
Respectfully submitted,



Michael Schmelzer, Reg. No. 43,093  
Attorney/Agent for Applicant

Aventis Pharmaceuticals Inc.  
Patent Department  
Route #202-206 / P.O. Box 6800  
Bridgewater, New Jersey 08807-0800  
Telephone: 908-231-4797  
Telefax: 908-231-2626

Docket No. A3233AUS



http://www.uspto.gov/web/offices/pac/dann/onla/nreagnotices/firshelale.htm#9080001  
PAGE 4/21 \* RCVD AT 12/3/2003 10:52:36 AM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/3 \* DNIS:8729306 \* CSID:9082312626 \* DURATION (mm:ss):04:50<sup>3</sup>



DEC. 3. 2003 10:58AM

AVENTIS US PAT DEPT

9082312626 RightFAX

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Page 001

TO: Auto-reply fax to 9082312626 COMPANY:

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12-2-03

## Auto-Reply Facsimile Transmission

UNITED STATES  
PATENT AND  
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TO:

Fax Sender at 9082312626

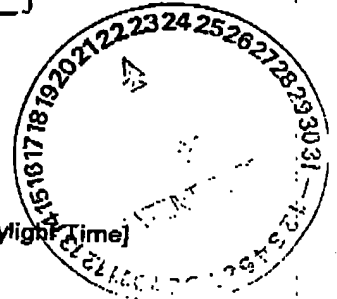
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9/22/03 5:05:36 PM [Eastern Daylight Time]

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15 (including cover page)



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Received  
Cover  
Page

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SEP. 23 2003 4:09 PM AVENTIS US PAT DEPT NO. 4829 P. 5

**FAX TRANSMISSION  
TO THE UNITED STATES PATENT OFFICE**

Applicant's Docket Number: A333A 018	<b>CERTIFICATE OF TRANSMISSION</b> I hereby certify that this communication was transmitted in accordance with the provisions of 37 CFR 1.6(f) and 37 CFR 1.8(a) and (b) on September 22, 2003 at 5:05:36 PM Eastern Daylight Time. The number of pages transmitted was 15 (including cover page). Signature: <i>[Signature]</i>
Applicant: MANTHEAU ET AL	Total Number of Pages Sent: Attorney: William C. Coppola
Serial No. 09743,125	Group Art Unit: 1653
Filing Date: SEPTEMBER 17, 2001	Examiner: SLOBODYANSKY
Title of Invention: METHODS FOR TREATING PRA PROTEIN	

TO: Mail Stop  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22301-1450

Please acknowledge receipt of the below-listed documents for the above Application by returning this sheet, signed and dated, by return fax to (908) 231-2626. If any fees are required, please charge our deposit account (18 1592) in the name of Aventis Pharmaceuticals Inc.

<input checked="" type="checkbox"/> Amendment, 37 CFR 1.111	<input type="checkbox"/> Fee Transmittal
<input type="checkbox"/> Change deposit account, in duplicate	<input type="checkbox"/> Extension under 37 CFR _____
<input checked="" type="checkbox"/> Extension of Time Petition	<input type="checkbox"/> Other _____
<input type="checkbox"/> Late Fee Transmittal & Advance Under	<input type="checkbox"/> Other _____
<input type="checkbox"/> Maintenance Fee Transmittal	

Receipt Confirmed:

Signed: \_\_\_\_\_ Dated: \_\_\_\_\_

Aventis Pharmaceuticals Inc., Route 102-300, P.O. Box 600, Parsippany, New Jersey 07054, U.S.A. [www.aventis.com](http://www.aventis.com)  
NOTICE: The documents accompanying this fax (1) to transmit are sent if they are the original documents or the scanned copies. If you have requested that  
they are to stay 100% confidential, they are to be destroyed by the sender as soon as possible after the receipt of the original documents.  
Aventis Pharmaceuticals Inc. (number 05/04 163)

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NO. 4829 P. 6

P. 1

\* \* \* COMMUNICATION RESULT REPORT ( SEP. 22. 2003 4:13PM ) \* \* \*

FILE MODE	OPTION	ADDRESS (GROUP)	TTI AVENTIS US PAT DEPT	RESULT	PAGE
2309 MEMORY TX		917038729306		OK	15/15

ACTION DUE	<u>status check</u>
DUE DATE	<u>12-22-03</u>
DKTD BY	<u>Ry 92403</u>
ATTY	<u>Wcc</u>

REASON FOR ERROR  
E-1) HANG UP OR LINE FAIL  
E-3) NO ANSWER

E-2) BUSY  
E-4) NO FACSIMILE CONNECTION

**FAX TRANSMITTAL  
TO THE UNITED STATES PATENT OFFICE**

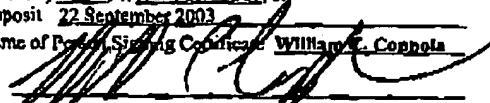
Applicants Docket Number:  
A3233A US

Applicants:  
MARCIREAU ET AL

Serial No.  
09/744,125

Filing Date:  
SEPTEMBER 17, 2001

Title of Invention:  
MEKK1-INTERACTING FHA PROTEIN

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Date of Deposit	22 September 2003
Printed Name of Person Signing Certificate	William C. Coppola
Signature	

**Total Number of Pages Sent:**

Attorney: William C. Coppola

Group Art Unit: 1652  
Examiner: SLOBODYANSKY

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450